

EXHIBIT 1

EXHIBIT 1

In The Matter Of:
22-14616-nmc
IN RE. LEHNER AND LEHNER

Transcription Of:

SECTION 341

MEETING

February 24, 2023



702-805-4800
scheduling@envision.legal

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

In Re.

ROBIN LINUS LEHNER and
DONYA TINA LEHNER,
Debtors,

Case No.
22-14616-nmc
Chapter 7

Friday, February 24, 2023

BEFORE: Robert Atkinson

CHAPTER 7 TRUSTEE

(Section 341 Meeting)

Job No.: 8734 Nevada Firm #088F

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A P P E A R A N C E S

ON BEHALF OF DEBTORS ROBIN LINUS LEHNER AND DONYA TINA
LEHNER:

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ON BEHALF OF CHAPTER 7 TRUSTEE ROBERT ATKINSON:

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ON BEHALF OF CREDITORS SUPERNOVA 87 LLC, TAURUS LLC,
TAURUS II LLC, TAURUS III LLC, TAURUS VII LLC, AND
JACKSON LENDING LP:

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A P P E A R A N C E S (cont'd)

ON BEHALF OF CREDITOR PETER ERIKSSON:

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P R O C E E D I N G S

MR. TRUSTEE: Calling track one. This is Case No. 22-14616. Today is Friday, February 24th. It's at 1:03 p.m. and this is the time and place for the Section 341 meeting of Robin and Donya Lehner.

The debtors are here physically present in front of me and they have provided me passport identifications, and the pictures and the names on the identification cards match the persons before me.

Thank you very much. I'll give these back to you.

I understand that you do not have Social Security numbers, but instead you do have ITIN numbers. Is that correct?

MR. LEHNER: I have Social Security.

MR. TRUSTEE: You have a Social Security number? Okay. Donya, what about you?

MS. LEHNER: ITIN.

MR. TRUSTEE: ITIN, terrific. I'll need satisfactory proof of those two identification numbers. Please bring them with you to the next meeting and provide them to your counsel. I appreciate that. Thank you.

We do have several creditors' counsel here today that are going to be asking questions. I'll just take appearances on the record when they

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1 come up to ask those questions.

2 If I can get you to please raise your
3 right hands? I'm going to swear you in.

4 WHEREUPON,

5 ROBIN LINUS LEHNER AND DONYA TINA LEHNER,
6 called as debtors, and having been first duly sworn to
7 tell the truth, the whole truth, and nothing but the
8 truth, was examined and testified as follows:

9 MR. TRUSTEE: Terrific. Please state
10 your names for the record.

11 MR. LEHNER: Robin Lehner.

12 MS. LEHNER: Donya Lehner.

13 MR. TRUSTEE: And are you the debtors
14 in this bankruptcy case?

15 MR. LEHNER: Yes.

16 MS. LEHNER: Yes.

17 MR. TRUSTEE: Great. Counsel for
18 Debtor, want to make an appearance?

19 MR. LARSON: Zach Larson on behalf of
20 the debtors.

21 MR. TRUSTEE: And counsel for the
22 State?

23 MR. ANDERSEN: Yes. Ryan Andersen and
24 Mike Beede on behalf of Robert Atkinson, Chapter 7
25 Trustee.

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1 MR. TRUSTEE: Thank you. To begin
2 with, I will just have a few set of standard
3 questions, but most of my questions will be taken
4 through my counsel. He's got a whole list of them.
5 So I'll just ask my standard questions to begin with,
6 okay?

7 MS. LEHNER: Okay.

8 MR. TRUSTEE: All right. Most of these
9 are pretty easy, including the first one. Is the
10 address on your bankruptcy petition, is that your
11 current address?

12 MR. LEHNER: Yes.

13 MS. LEHNER: Yes.

14 MR. TRUSTEE: Okay. Did you read
15 something called a Bankruptcy Information Sheet before
16 you filed for bankruptcy?

17 MR. LEHNER: Yes.

18 MS. LEHNER: Yes.

19 MR. TRUSTEE: Did you review and sign
20 your bankruptcy schedules and forms before they were
21 filed with the court?

22 MR. LEHNER: Yes.

23 MS. LEHNER: Yes.

24 MR. TRUSTEE: Are you familiar with all
25 of the information in those forms?

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1 MR. LEHNER: Yes.

2 MS. LEHNER: Yes.

3 MR. TRUSTEE: To the best of your
4 knowledge, is the information on those forms that got
5 filed, are they true and correct?

6 MR. LEHNER: To the best of my
7 knowledge, yes.

8 MS. LEHNER: Yes.

9 MR. TRUSTEE: Are you aware of any
10 changes that need to be made to those forms right now?

11 MR. LEHNER: No.

12 MS. LEHNER: No.

13 MR. LARSON: There's a few amendments
14 we need to make as to valuations.

15 MR. TRUSTEE: Okay. Very well. So I
16 think those will probably be identified during the
17 subsequent questioning. So for the purposes of
18 today's meeting, we'll just note that debtor's counsel
19 is anticipating some minor amendments; is that
20 correct?

21 MR. LARSON: Yes.

22 MR. TRUSTEE: Perfect. Thank you. In
23 your bankruptcy schedules to the best of your
24 knowledge, did you list all of your assets and all of
25 your creditors?

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1 MR. LEHNER: To the best of my
2 knowledge, yes.

3 MS. LEHNER: Yes.

4 MR. TRUSTEE: Have either one of you
5 filed for bankruptcy before?

6 MR. LEHNER: No.

7 MS. LEHNER: No.

8 MR. TRUSTEE: I understand that you've
9 been involved in an insolvency proceeding in Sweden;
10 is that correct?

11 MR. LEHNER: Yes, after this.

12 MR. TRUSTEE: I'm sorry?

13 MR. LEHNER: It happened after I filed
14 for bankruptcy here.

15 MR. TRUSTEE: Perfect. Thank you. Are
16 either one of you under a court order to pay anyone
17 else child support, alimony, or a domestic support
18 obligation?

19 MR. LEHNER: No.

20 MS. LEHNER: No.

21 MR. TRUSTEE: Are the tax returns that
22 you provided to your counsel, are they true and
23 correct copies of what actually got filed with the
24 IRS?

25 MR. LEHNER: Yes.

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1 MS. LEHNER: Yes.

2 MR. TRUSTEE: Are you currently

3 employed?

4 MR. LEHNER: Yes.

5 MS. LEHNER: No.

6 MR. TRUSTEE: And what is your

7 employer's name?

8 MR. LEHNER: Las Vegas Golden Knights.

9 MR. TRUSTEE: Do you know anyone that

10 lives near or in Niagara Falls, Ontario?

11 MR. LEHNER: Yes.

12 MS. LEHNER: No.

13 MR. TRUSTEE: Who is that person?

14 MR. LEHNER: Zenon Konopka.

15 MR. TRUSTEE: Zenon Konopka?

16 MR. LEHNER: Konopka.

17 MR. TRUSTEE: How do you spell that?

18 MR. LEHNER: Z-E-N-O-N, K-N-O-P-K-A.

19 MR. TRUSTEE: Is that first letter a Z

20 or a Zed?

21 MR. LEHNER: Zed.

22 MS. LEHNER: Z.

23 MR. LEHNER: Z, yeah.

24 MR. TRUSTEE: And what's the first

25 name?

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1 is, is that you believe you have a claim against third
2 party, Paul Croft, on the basis of not fulfilled
3 promises by him? Is that correct?

4 MR. LEHNER: Yes.

5 MR. LARSON: Just there's a host of
6 legal causative action that have been discussed with
7 his other legal team. So not for me to get into that.

8 MR. WEISENMILLER: Sure. I understand.
9 Then I just have a couple questions for Jackson
10 Lending.

11 MR. TRUSTEE: Go ahead.

12 MR. WEISENMILLER: This is Mark
13 Weisenmiller, Garman Turner Gordan, for Jackson
14 Lending LP. Just have one question for Mr. Lehner and
15 Ms. Lehner with respect to it. Can you please turn to
16 page 19 of your schedules and statements? We're
17 looking at the creditor listed next to 2.2, Jackson
18 Lending LP. Do you see that?

19 MR. LEHNER: Yes.

20 MR. WEISENMILLER: All right. And here
21 you listed that debt as contingent and disputed. Do
22 you see that, sir?

23 MR. LEHNER: Yes.

24 MR. WEISENMILLER: Can you tell me the
25 basis of you listing that as contingent and disputed?

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1 MR. LEHNER: I'm not sure.

2 MR. WEISENMILLER: If I have anymore
3 questions, I'll do a 2004 exam.

4 MR. TRUSTEE: Thank you.

5 MR. WEISENMILLER: Thank you for you
6 guys being here and answering my questions.

7 MR. LEHNER: Sure.

8 MR. TRUSTEE: Mr. Kinas, would you like
9 to be next?

10 MR. KINAS: Sure. Robert Kinas, K-I-N-
11 A-S, of Snell & Wilmer. I represent Peter Eriksson.
12 Thank you for being here today. I'm old. This is
13 what happens when you get old.

14 MR. TRUSTEE: I'm well aware. I can't
15 see either.

16 MR. KINAS: Okay. Mr. Lehner, you
17 mentioned there's a Swedish insolvency proceeding.
18 Did you have counsel in that proceeding in Sweden?

19 MR. LEHNER: I think so.

20 MR. KINAS: Do you know the law firm's
21 name?

22 MR. LEHNER: I'm not sure.

23 MR. KINAS: You have access to the
24 information somewhere?

25 MR. LEHNER: Yeah, yeah, I do.

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1 MR. KINAS: Okay. Is that insolvency
2 proceeding in Sweden preceding to your knowledge?

3 MR. LEHNER: Not to my knowledge, no.

4 MR. KINAS: Do you have any real
5 property assets in Sweden?

6 MR. LEHNER: No.

7 MR. KINAS: Do you have any personal
8 property assets in Sweden?

9 MR. LEHNER: No.

10 MR. KINAS: As part of the Swedish
11 insolvency, did you provide the insolvency trustee
12 with a list of assets?

13 MR. LEHNER: I don't have any.

14 MR. KINAS: As part of the Swedish
15 insolvency proceeding, did you provide the trustee
16 with a list of liabilities?

17 MR. LEHNER: I'm not sure.

18 MR. LARSON: My understanding is your
19 office did. To try to help you out as involuntary,
20 that wasn't actually authorized when Mr. Lehner filed.
21 So there's no follow-through in that proceeding
22 whatsoever. But I'm happy to get you all the
23 information.

24 MR. KINAS: Perfect. Thanks. So I've
25 read through your statements and schedules and I have

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1 a couple of big picture questions, right? So I've
2 seen that in 2020 it looks like you had evidence to at
3 least seven loans for \$6 million. In 2021 it looks
4 like you entered into three loan transactions for
5 around 2.7 million, and in 2022 it looks like you
6 entered into 13 loans for around \$18 million. I don't
7 want to go into the details. I just have some general
8 questions.

9 So at the time you entered into those
10 loans in 2020, 2021, and 2022, you were a fulltime
11 hockey player for the Chicago Blackhawks and the Vegas
12 Golden Knights; is that correct?

13 MR. LEHNER: Yes.

14 MR. KINAS: And during those years when
15 you took out, then you were involved in these loans,
16 were you the person seeking out all of these loans?

17 MR. LEHNER: Yes.

18 MR. KINAS: So you approached all these
19 lenders --

20 MR. LEHNER: No.

21 MR. KINAS: So who, who approached all
22 these lenders for a loan?

23 MR. LEHNER: It was various, various
24 people that worked together with my dad.

25 MR. KINAS: So your dad's name is what?

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1 MR. LEHNER: Michael Lehner.

2 MR. KINAS: And so Michael Lehner and
3 others approached the lenders for loans; is that
4 correct?

5 MR. LEHNER: Yes.

6 MR. KINAS: But it was not you?

7 MR. LEHNER: The majority, no.

8 MR. KINAS: So why was Michael Lehner
9 looking for these loans?

10 MR. LEHNER: Different business
11 ventures.

12 MR. KINAS: And were you involved in
13 the business ventures?

14 MR. LEHNER: Not really.

15 MR. KINAS: Why did you agree to
16 guarantee these loans if you were not involved in the
17 business ventures?

18 MR. LEHNER: Try to help a family
19 member.

20 MR. KINAS: So as part of these loans,
21 were you involved in discussions with the lender on
22 each loan?

23 MR. LEHNER: No.

24 MR. KINAS: So as part of the loan
25 process, are you familiar with the underwriting? Such

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1 as when you went through the loan process, usually you
2 have to file an application for a loan. Are you
3 familiar with that process?

4 MR. LEHNER: Somewhat.

5 MR. KINAS: And were you involved in
6 filling out the loan applications for all these loans?

7 MR. LEHNER: Yeah, sort of. Yeah, for
8 some of them.

9 MR. KINAS: And as a guarantor, did
10 some of the lenders request financial statements from
11 you?

12 MR. LEHNER: Some of them, yeah.

13 MR. KINAS: Was it your father who was
14 primarily responsible for interacting with the lender?

15 MR. LEHNER: No.

16 MR. KINAS: Who was primarily
17 responsible for interacting with the lenders on the
18 loans?

19 MR. LEHNER: It was different people
20 working with my father. Were working together with
21 the business to find funds.

22 MR. KINAS: You were not the primary
23 person, though, working with the lenders?

24 MR. LEHNER: On most of them, no.

25 MR. KINAS: So at some point during the

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1 loan process, did the lender ask you to be a
2 guarantor?

3 MR. LEHNER: Yes.

4 MR. KINAS: And again, when they -- I
5 see here the financial statements that you provided.
6 How personally did you keep track of all of the loans
7 that you had guaranteed? Do you have like QuickBooks
8 or do you have a software program?

9 MR. LEHNER: No. It was mostly the
10 people that worked with him.

11 MR. KINAS: So when providing the
12 lenders with the financial statements, who would you
13 give your financial information to give to the lender?

14 MR. LEHNER: It was different people at
15 different times. Latest one was a guy called John
16 Hochbaum.

17 MR. KINAS: Is he a financial advisor?

18 MR. LEHNER: I don't know exactly what,
19 what his title was.

20 MR. KINAS: So you provided -- as to --
21 because you've had so many loans, were you constantly
22 providing updated financial information to this third
23 party to give to the lenders?

24 MR. LEHNER: That's what they said,
25 yes.

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1 MR. KINAS: What do you say?

2 MR. LEHNER: Yeah, I trust that they
3 provided updated records, yes.

4 MR. KINAS: So how did you, how did you
5 provide to your debtor's counsel a list of all the
6 lenders who you guaranteed loans to?

7 MR. LEHNER: I'm not sure.

8 MR. KINAS: Again, do you have -- and
9 personally do you have a software program that
10 lists --

11 MR. LEHNER: No.

12 MR. KINAS: You do not? You do not
13 keep records of who you guaranteed loans?

14 MR. LEHNER: No, I worked with, I
15 worked with many different lawyers and many different
16 people that was working for the company that updated
17 it.

18 MR. KINAS: And as to the financial
19 statements that you provided to certain lenders, did
20 you review them for accuracy before you provided them
21 to the lenders?

22 MR. LEHNER: Yeah, I think so.

23 MR. KINAS: After the loans closed with
24 each lender, did you get a copy of the loan documents?

25 MR. LEHNER: I personally, I didn't,

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1 no.

2 MR. KINAS: When the loans closed, were
3 you, did you participate in the loan closings?

4 MR. LEHNER: I mean I was part of some
5 signings.

6 MR. KINAS: So my client is Peter
7 Eriksson. Do you recall signing a settlement
8 agreement with him? This is the loan you took -- so
9 on the Swedish one, have you seen that before?

10 MR. LEHNER: Yes.

11 MR. KINAS: And on page two, is that
12 your signature?

13 MR. LEHNER: Yes.

14 MR. KINAS: And when you reached this
15 settlement agreement, had you had in-person meetings
16 with Mr. Eriksson?

17 MR. LEHNER: I don't believe I did.

18 MR. KINAS: Were the negotiations that
19 took place by phone or Zoom?

20 MR. LEHNER: I believe I talked to his
21 lawyer. That was a long time ago.

22 MR. KINAS: So in the settlement
23 agreement, it states that you agreed to pay Mr.
24 Eriksson \$49,261 a month for 12 months from October
25 2021 to September '22; do you see that?

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1 MR. LEHNER: Yep.

2 MR. KINAS: Did you make any of the
3 payments?

4 MR. LEHNER: I don't believe so, no.

5 MR. KINAS: Do you recall sharing with
6 Mr. Eriksson or his counsel that you'd be able to make
7 the payments because of your current NHL salary?

8 MR. LEHNER: I said that was my
9 intention, yes.

10 MR. KINAS: Did you disclose to Mr.
11 Eriksson at the time that you had guaranteed lots of
12 other loans?

13 MR. LEHNER: I don't believe so, no.

14 MR. KINAS: So in schedule, on your
15 statements and schedules -- how are you going on this?
16 Do you go by --

17 MR. TRUSTEE: Page 68.

18 MR. KINAS: Page 68, Question 8, right
19 there. Just take a look at that. So you take a loan
20 and look at Question 8? I believe Question 8 says,
21 it's about monies that you paid during the last year.
22 Do you see that? Just take a second and let me know
23 when you've finished reading it.

24 MR. LEHNER: Yeah.

25 MR. KINAS: So you see that there are

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1 three, the answer to Question 8 states that on April
2 26th of 2022, you transferred 900,000 US dollars to a
3 person named Milos and then -- do you see that?

4 MR. LEHNER: Yes.

5 MR. KINAS: And did you actually
6 transfer \$900,000 to Milos?

7 MR. LEHNER: I'm pretty sure I did,
8 yes.

9 MR. KINAS: And on May 18th of '22,
10 another \$900,000 to Milos; do you see that?

11 MR. LEHNER: Yes.

12 MR. KINAS: And did you actually
13 transfer that money?

14 MR. LEHNER: Yes.

15 MR. KINAS: And on May 19th of '22, a
16 million five to someone named, is it Mazan? Do you
17 see that?

18 MR. LEHNER: Yes.

19 MR. KINAS: And did you transfer the
20 million five to Masan?

21 MR. LEHNER: Yes.

22 MR. KINAS: And so what were these
23 payments to all three for?

24 MR. LEHNER: Technology.

25 MR. KINAS: Were you purchasing assets?

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1 MR. LEHNER: No. I was, I already had
2 a contract in place for different types of renewable
3 technology that was going to be purchased. And I was
4 behind and it was, and I, and I paid them according to
5 contract.

6 MR. KINAS: Okay. And so did this
7 money come from a loan or did it come from your NHL
8 salary?

9 MR. LEHNER: Well, a bit of both, I
10 believe.

11 MR. KINAS: And so this is during the
12 time period where you were going to be paying Mr.
13 Eriksson monthly payments. So did you have the
14 ability to pay Mr. Eriksson's payments and just chose
15 not to?

16 MR. LEHNER: No.

17 MR. KINAS: Why did you not pay Mr.
18 Eriksson monthly payments?

19 MR. LEHNER: As you see, it's, I, I
20 fulfilled a contract and I, it was a long process with
21 Mr. Eriksson and unfortunately the Swedish justice
22 system, I couldn't, he was already paid and there's
23 papers and evidence to all that. Mr. Eriksson was
24 paid in full and there was some things and I was
25 called to trial in Sweden without knowing and I lost

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1 that court case by default because I didn't appear,
2 appear.

3 And it, it was a lot of, you know, it
4 was media and all that stuff involved. He was already
5 paid in full and they were playing that against media.
6 And I, I'm, with my lawyers, going to seek, seek in
7 the US to redo that whole thing.

8 MR. KINAS: Okay. And how do you think
9 -- from what source do you think Mr. Eriksson was paid
10 in full?

11 MR. LEHNER: By the business deal that
12 was done with my dad at the time in Sweden. They
13 purchased, they purchased houses and they paid them
14 back in, in rent, what the deal was, said. But it was
15 taken to court without my knowledge and I wasn't, I
16 didn't appear. So I lost the case.

17 MR. KINAS: Okay. That's all I've got.
18 Thank you for your time today.

19 MR. LEHNER: Yep.

20 MR. LARSON: Can you give me a copy of
21 that? Can I take that?

22 MR. KINAS: Yeah, you can take it.

23 MR. LARSON: Thank you.

24 MR. TRUSTEE: Before we have the next
25 counsel speak, I have a quick call-out questions. On

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1 those three creditor payments that we just went
2 through, the 900,000, the 900,000 and the 1.5 million,
3 you made the statement I had a technology contract or
4 something similar to that. Do you remember that?

5 MR. LEHNER: Yes.

6 MR. TRUSTEE: Was it you that had the
7 contract? You personally, or was it a business
8 contract?

9 MR. LEHNER: It was a business
10 contract.

11 MR. TRUSTEE: Okay. And who was the
12 party that was the business?

13 MR. LEHNER: That I paid?

14 MR. LARSON: It was one of the
15 SolarCode entities.

16 MR. TRUSTEE: One of the SolarCode
17 entities; is that fair enough?

18 MR. LEHNER: Yes.

19 MR. TRUSTEE: Okay. And so that was a
20 contract between one of the SolarCode entities and
21 these transferees?

22 MR. LEHNER: Yes.

23 MR. TRUSTEE: Were you part of that
24 contract personally?

25 MR. LEHNER: Pretty sure I was.

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1 Have been a lot of, spent a lot of money going to
2 engineer firms, Black & Veatch, and there's some other
3 engineer company. I worked with Black & Veatch. It
4 costs a lot of money to get the proof of concepts and
5 all that stuff.

6 MR. ANDERSEN: Okay. Do you know how
7 much money Michael Lehner has taken out of SolarCode?

8 MR. LEHNER: No.

9 MR. ANDERSEN: Okay. We're on page 25,
10 on the bottom, that's, you see Bryan Cave? Were they
11 your counsel?

12 MR. LEHNER: I don't the recognize the
13 name.

14 MR. ANDERSEN: Bryan Cave, it says here
15 that it's business debt for legal services related to
16 RL Exotics. Does that ring a bell?

17 MR. LEHNER: No, it doesn't.

18 MR. ANDERSEN: Okay.

19 MR. LEHNER: One second.

20 MR. ANDERSEN: Would this have
21 potentially been for the lawsuit that took place in
22 Missouri?

23 MR. LEHNER: Yes, yes, it was. Now I
24 recognize it.

25 MR. ANDERSEN: Okay.